



# California Regional Water Quality Control Board Central Valley Region

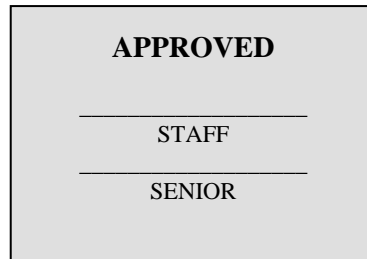
Karl E. Longley, ScD, P.E., Chair

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<http://www.waterboards.ca.gov/centralvalley>



Arnold  
Schwarzenegger  
Governor

Linda S. Adams  
Secretary for  
Environmental Protection



12 November 2009

Mr. Mike Kooyman  
Stanislaus Almond Ranch, LLC  
Lake Road Grizzly Ranch, LLC  
1875 Saragossa Street  
Pomona, CA 91768

**CERTIFIED MAIL NUMBER  
7006 0810 0002 9650 9784**

## **ADMINISTRATIVE CIVIL LIABILITY COMPLAINT R5-2009-0563, STANISLAUS ALMOND RANCH LLC, AND LAKE ROAD GRIZZLY RANCH, LLC, STANISLAUS COUNTY**

Enclosed is an Administrative Civil Liability Complaint (Complaint), issued pursuant to California Water Code (CWC) section 13350, for violations of the *Coalition Group Conditional Waiver of Waste Discharge Requirements for Discharges from Irrigated Lands* (Order No. R5-2006-0053) and Cleanup & Abatement Order R5-2008-0701. The Complaint charges Stanislaus Almond Ranch, LLC, and Lake Road Grizzly Ranch, LLC (the Discharger) with civil liability in the amount of **four hundred and five thousand dollars (\$405,000)** for the aforementioned violations.

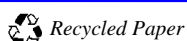
You may either:

- Pay the proposed administrative civil liability and waive your right to a hearing (Option #1 on the attached waiver form);
- Ask that the hearing be postponed to facilitate settlement discussions or for other reasons (Options #2 or #3 on the attached waiver form); or
- Contest the Complaint and/or enter into settlement discussions without signing the enclosed waiver.

If the Central Valley Water Board does not receive a signed waiver by **14 December 2009**, a hearing will be scheduled for the **27/28/29 January 2010** Board meeting in Rancho Cordova. This hearing will be governed by the attached Hearing Procedures, which have been approved by the Board Chair for use in adjudicating matters such as this one. Any objections to the Hearing Procedures must be received by Lori Okun, whose contact information is listed in the Hearing Procedures, by **5 p.m. on 25 November 2009**.

If you choose to sign the waiver and pay the assessed civil liability, this will be considered a tentative settlement of the violations. The settlement will be considered final pending a 30-day comment period, starting from the date of this Complaint is issued. Interested parties may comment on the proposed action during this period by submitting written comments to the Central Valley Water Board staff person listed below. Should the Central Valley Water Board

**California Environmental Protection Agency**



receive new information or comments during this comment period, the Executive Officer may withdraw the complaint, return payment, and issue a new complaint. If the Central Valley Water Board does not hold a hearing on the matter, and if the terms of the final settlement are not significantly different from those proposed in the enclosed Complaint, then there will not be additional opportunities for public comment on the proposed settlement.

In order to conserve resources, this letter transmits paper copies of the documents to the Discharger only. Interested persons may download the documents from the Central Valley Water Board's Internet website at:

[http://www.waterboards.ca.gov/centralvalley/tentative\\_orders/](http://www.waterboards.ca.gov/centralvalley/tentative_orders/).

Copies of these documents can also be obtained by contacting or visiting the Central Valley Water Board's office weekdays between 8:00 AM and 5:00 PM.

For your information, we have attached a description of the factors that were considered, pursuant to California Water Code section 13385, in assessing civil liability. If you have any questions or comments regarding the Administrative Civil Liability Complaint, please contact Brett Stevens at (916) 464-4642.

JOE KARKOSKI  
Acting Assistant Executive Officer

Enc: Administrative Civil Liability Complaint R5-2009-0563  
Hearing Waiver  
CWC Factors Considered in Assessing Liability  
Hearing Procedures

cc w/o enc: Ms. Lori Okun, Office of Chief Counsel, SWRCB, Sacramento  
Mr. Patrick Pulupa, Office of Chief Counsel, SWRCB, Sacramento  
Ms. Emel Wadhwani, Office of Chief Counsel, SWRCB, Sacramento  
Mr. Reed Sato, Office of Enforcement, SWRCB, Sacramento  
Mr. Ken Landau, Central Valley Water Board, Rancho Cordova  
Mr. Gary Caseri, Stanislaus County Agricultural Commissioner, Modesto  
Mr. Tim Ford, Turlock Irrigation District, Turlock  
Mr. John Goulart, Stanislaus County District Attorney's Office, Modesto  
Mr. Bill Jennings, California Sport Fishing Alliance, Stockton  
Mr. Parry Klassen, East San Joaquin Water Quality Coalition, Modesto  
Mr. Mike Luevano, Stanislaus County Department of Public Works  
Mr. Philip McKay, Department of Fish & Game, Fresno  
Mr. Donald Tanner, National Marine Fisheries Service, Sacramento  
Mr. Steve Walser, California Rivers Restoration Fund, Soulsbyville  
Mr. Richard Waycott, Almond Board of California, Modesto  
Mr. Wayne Zipser, Stanislaus County Farm Bureau, Modesto